



IFW

Attorney Docket No. 24945-0041.US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: : Confirmation No. 2194  
Hans-Peter BUCHSTALLER et al. :  
 :  
Application No. 10/590,798 : Examiner: Unassigned  
 :  
Filed: August 25, 2006 : Art Unit: Unassigned  
  
For: BENZIMIDAZOLYL DERIVATIVES

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. §1.56 and §1.97. A copy of the listed document is being submitted to comply with the provisions of 37 C.F.R. §1.97-1.99.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.



Attorney Docket No. 24945-0041.US

RELEVANCE

These documents came to the Applicants' attention during a search of the corresponding international application. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached.

TIMING/FEE

The instant Information Disclosure Statement is being filed in compliance with 37 CFR §1.97(b) prior to the mailing date of the first official action, therefore, no fee is required in connection with its filing. However, the Commissioner is hereby authorized to charge any deficiency or to credit any overpayment to Deposit Account No. 08-1641.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Respectfully submitted,

Date: October 11, 2006

By Patricia D. Granados

HELLER EHRMAN LLP  
1717 Rhode Island Avenue, NW  
Washington, D.C. 20036  
Telephone: (202) 912-2000  
Facsimile: (202) 912-2020

Patricia D. Granados  
Attorney for Applicant  
Reg. No.: 33,683  
Customer No. 26633

+

OCT 11 2006

+

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it contains a valid OMB control number.

**Complete if Known**

(use as many sheets as necessary)

Sheet	1	of	2
-------	---	----	---

Application Number	10/590,798
Filing Date	August 25, 2006
First Named Inventor	Hans-Peter BUCHSTALLER et al.
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	24945-0041.US

[illegible][illegible]Date  
Considered

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC**

